

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 20TH AUGUST 2007 / 29TH SRAVANA 1929

CrI.MC.No. 5184 of 2003()

CRMP.10667/2003 of JUDL.MAGISTRATE OF FIRST CLASS-II, ERNAKULAM
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PETITIONER: RESPONDENT

STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM

BY PUBLIC PROSECUTOR SRI.AMJAD ALI

RESPONDENT: PETITIONER

SHIBU, AGED 35 YEARS, S/O. UNNI,
KIZHAKKUMKARA HOUSE, KATTUPPURAM, KORATTY.

BY ADV. SRI.MATHEWS K.PHILIP

THIS CRIMINAL MISC. CASE HAVING BEEN FINALLY HEARD
ON 20/08/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

K.R.UDAYABHANU, J

Crl.M.C.No.5184 of 2003

Dated this the 20th day of August, 2007

O R D E R

The petitioner is the State that has sought for setting aside the order in Crl.M.P.No.10667/03, the petition filed under Section 451 CrI.P.C. and as per which the tanker lorry bearing registration No.KL-8/B 3906 was given interim custody to the respondent. It is seen from the order of the court below that the respondent had no objection before the court below in releasing the vehicle after removing the additional fixtures.

In the circumstances, I find no reason to interfere in the order of the court below. The Crl.M.C. is dismissed.

**K.R.UDAYABHANU,
JUDGE**

csl

K.R.UDAYABHANU, J

Crl.M.C.No.11683/2002

ORDER

7th August 2007